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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
AMYSTREDAN BARBOSA DA SILVA, )  
a/k/a Amysterdan Da Silva )  
 )  
Defendant. )  
\_\_\_\_\_ )

CASE NO. 2:17-CR-00001-JAD-CWH

**STIPULATION TO CONTINUE  
SENTENCING  
(FIRST REQUEST)**

IT IS HEREBY STIPULATED AND AGREED, between the United States of America, through its attorneys, DAYLE ELIESON, United States Attorney, and PATRICK BURNS, Assistant United States Attorney, and Defendant Amystredan Barbosa Da Silva, through his counsel, KAREN C. WINCKLER, ESQUIRE, WRIGHT STANISH & WINCKLER, that the sentencing hearing currently scheduled for September 18, 2018, at 10:00 a.m., be vacated and set to a date and time convenient to this Court, but no sooner than sixty (60) days from the current sentencing date.

This stipulation is entered into for the following reasons:

1. The Defendant is currently in detention at the Nevada Southern Detention Center. Mr. Da Silva agrees with this request for a continuance.
2. There was a delay in the delivery of the Presentence Investigation Report ("PSR"), which was not received until this week. Therefore, defense counsel needs additional time to prepare objections and to otherwise prepare for Defendant Amystredan Barbosa Da Silva's sentencing.

1           3.       The parties agree to the requested continuance.

2           4.       Additionally, denial of this request for continuance could result in a miscarriage of  
3 justice.

4           5.       The additional time requested by this Stipulation is made in good faith and not for  
5 purposes of delay.

6           This is the first request for a continuance of the sentencing hearing.

7           Dated this 10th day of August, 2018.

8           WRIGHT STANISH & WINCKLER

DAYLE ELIESON  
UNITED STATES ATTORNEY

9  
10          BY /s/ Karen C. Winckler  
11             KAREN C. WINCKLER, ESQUIRE  
              Attorney for Defendant Da Silva

BY /s/ Patrick Burns  
PATRICK BURNS  
Assistant U.S. Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA  
3

4 UNITED STATES OF AMERICA, )  
5 Plaintiff, )  
6 vs. )  
7 AMYSTREDAN BARBOSA DA SILVA, )  
8 a/k/a Amysterdan Da Silva )  
9 Defendant. )

CASE NO. 2:17-CR-00001-JAD-CWH

ORDER

10 Based on the Stipulation of the parties, the Court hereby continues the sentencing of  
11 Defendant Amystredan Barbosa Da Silva in this matter. The ends of justice served by granting said  
12 continuance outweigh the best interest of the public and the Defendant in a speedy sentencing, since  
13 the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny  
14 the parties herein sufficient time and the opportunity within which to be able to effectively and  
15 thoroughly prepare for sentencing, taking into account the exercise of due diligence.

16 IT IS THEREFORE ORDERED that the sentencing in the above-captioned matter currently  
17 scheduled for September 18, 2018 at 10:00 a.m., be vacated and continued to November 27,  
18 2018, at 9:00 a.m.

19  
20 DATED this 13th day of August, 2018.

21   
22 JENNIFER A. DORSEY  
23 United States District Judge  
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